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Signed: May 23, 2014

ALAN JAROSLOVSKY U.S. Bankruptcy Judge

Attorneys for Debtors Robert DeCoite Jr
and Alicia DeCoite

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re	Robert DeCoite Jr and Alicia DeCoite	Case No.	10-10390
	Debtor(s)	Chapter	13

**Order on Motion to
Modify Confirmed Plan**

On April 17, 2014, Debtors moved this Honorable Court to enter an order modifying their Chapter 13 Plan and served a Notice of Opportunity for a Hearing on their motion to modify along with a copy of their motion to modify, and a copy of the Modified Chapter 13 Plan on all creditors, the Chapter 13 Trustee and the United States Trustee. On April 25, 2014, the Chapter 13 Trustee filed an objection to the modification. On May 14, 2014, debtors filed an amended plan that satisfies the chapter 13 trustee's objections. No creditors are affected adversely by the modified plan.

The chapter 13 trustee having approved the Modification as specified in the Modified Chapter 13 Plan of May 14, 2014, and it appearing that Modification of the Chapter 13 Plan in this case meets the requirements of §1329 of the Bankruptcy Code and Bankruptcy Rule 3015(g),

1 IT IS ORDERED that the Debtor's Chapter 13 Plan is modified as provided in debtor's
2 MODIFIED CHAPTER 13 PLAN OF MAY 14, 2014 (Doc No. 54).

3 PROVIDED HOWEVER, that notwithstanding anything to the contrary in said plan:

4 1. Any provision of the plan purporting to discharge a debt is not approved. No debt
5 subject to exception from discharge pursuant to §523 of the Bankruptcy Code shall be
6 adjudicated to be discharged or not discharged except in an adversary proceeding.

7 2. No lien on real property shall be removed, avoided or extinguished except by
8 adversary proceeding pursuant to FRB 7001(2) or contested matter pursuant to FRB 3012.

9 3. With the sole exception of the valuation of a claim secured by personal property, a
10 proof of claim shall supersede any plan provision purporting to limit or disallow a claim.

11 4. The total number of payments shall be 50. The Plan payments shall be \$445.00 for 49
12 months plus one lump sum payment of \$2,150.

13 ** END OF ORDER **

14
15 Concurred as to Form and Content

16 Date: 5/22/2014

/s/Lilian Tsang
Lilian Tsang
Attorney for David Burchard
Chapter 13 Trustee